

Express Mail Label No.: EV 292461580 US

Date of Deposit: July 29, 2004

Attorney Docket No.: T0469.70012US00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Nardone et al.  
Serial No.: 10/643,433  
Confirmation No.: 4419  
Filed: August 19, 2003  
For: SELF EXTRACTING SUBMUNITION

Examiner: Troy Chambers  
Art Unit: 3641

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Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**RESPONSE TO EXAMINER'S STATEMENT OF REASONS FOR ALLOWANCE**

Pursuant to 37 C.F.R. § 1.104 and MPEP § 1302.14, Applicants submit the following comments on the Examiner's Statement of Reasons for Allowance.

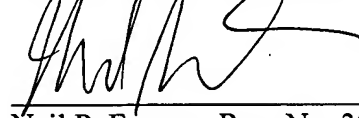
First, the Examiner's reference to "independent claim 29" is believed to be a typographical error. It appears that the Examiner intended to refer to independent claim 28.

Second, the Examiner defines "submunition" as "any group of smaller weapons carried as a warhead by a missile or projective and expelled as the carrier approaches its target." Applicants agree that the term "submunition" encompasses the definition proffered by the Examiner, but maintain that it is not limited in that regard. Rather, the term "submunition" carries the plain and ordinary meaning that would be accorded to it by one of ordinary skill in the relevant art, which is at least as broad as the definition proffered by the Examiner.

If this paper is not considered timely filed, and if a request for an extension of time is otherwise absent, Applicants hereby request any necessary extension of time. If there is a fee occasioned by this paper, including an extension fee, which is not covered by an enclosed check, please charge any deficiency to Deposit Account No. 23/2825.

Respectfully submitted,

*Nardone et al., Applicants*

A handwritten signature in black ink, appearing to read 'Neil P. Ferraro', written over a horizontal line.

Neil P. Ferraro, Reg. No. 39,188  
Michael N. Rader, Reg. No. 52,146  
WOLF, GREENFIELD & SACKS, P.C.  
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Boston, Massachusetts 02210-2211  
(617) 720-3500

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x07/30/04x



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Transmitted herewith are the following documents:

- ☒ Part B – Fee(s) Transmittal (PTOL-85)
- ☒ Response to Examiner's Statement on Reasons for Allowance
- ☒ Return Receipt Postcard

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (617) 720-3500, Boston, Massachusetts.

A check in the amount of \$1,651.00 is enclosed. The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to the account of the undersigned, Deposit Account No. 23/2825. A duplicate of this sheet is enclosed.

Respectfully submitted,  
*Nardone et al., Applicants*

By: 

Michael N. Rader, Reg. No. 52,146  
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